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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

GREENPEACE FOUNDATION;)	Civil No.: 00-00068 (SPK)(FIY)
CENTER FOR BIOLOGICAL DIVERSITY;)	
AND TURTLE ISLAND RESTORATION)	FEDERAL DEFENDANTS'
NETWORK,)	NOTICE REGARDING
)	LOBSTER RESEARCH
Plaintiffs,)	
)	
vs.)	
)	
CARLOS GUTIERREZ, SECRETARY OF)	
THE UNITED STATES DEPARTMENT OF)	
COMMERCE; AND JAMES W. BALSIGER ¹ ,)	
ACTING ASSISTANT ADMINISTRATOR FOR)	
FISHERIES, NATIONAL MARINE FISHERIES)	
SERVICE,)	
Defendants, and)	Date: N/A
)	Time: N/A
ASSOCIATION OF NWHI LOBSTER PERMIT)	Judge: Hon. Samuel P. King
HOLDERS,)	
)	
Defendant-Intervenor.)	
)	

PLEASE TAKE NOTICE that the Federal Defendants are hereby filing a National Marine Fisheries Service ("NMFS") memorandum (attached hereto as Defendants' Exhibit 1), which describes the agency's plans for lobster research in the Northwestern Hawaiian Islands in

¹ In his official capacity, James W. Balsiger is automatically substituted as co-Defendant, in place of William Hogarth, pursuant to Fed. R. Civ. P. 25(d)(1).

2008. As set forth in the memorandum, NMFS plans to conduct various research projects, including catch-and-release studies to monitor previously-tagged lobsters. The planned studies are independent of the commercial fishery, which remains closed, and NMFS is strictly limiting the number of lobsters removed to those specimens needed for laboratory analysis. In accordance with this Court's Order filed November 15, 2000 (122 F.Supp.2d 1123, 1139), NMFS is submitting this Notice to keep the Court and the parties informed concerning ongoing research efforts pertinent to this fishery.

Respectfully submitted,

RONALD J. TENPAS
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DATED: February 20, 2008

/s/ Mark Arthur Brown
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CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of the foregoing "Federal Defendants' Notice Regarding Lobster Research" to be served this 20th day of February, 2008, by first-class mail, postage pre-paid, upon the following:

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/s/ Mark A. Brown
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